

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

SRI INTERNATIONAL, INC., a California  
Corporation,

Plaintiff and  
Counterclaim-Defendant,

v.

INTERNET SECURITY SYSTEMS, INC.,  
a Delaware corporation, INTERNET  
SECURITY SYSTEMS, INC., a Georgia  
corporation, and SYMANTEC  
CORPORATION, a Delaware corporation,

Defendants and  
Counterclaim-Plaintiffs.

C. A. No. 04-1199 (SLR)

**REDACTED**

**DECLARATION OF KYLE WAGNER COMPTON IN SUPPORT OF SRI  
INTERNATIONAL, INC.'S MOTION FOR PARTIAL SUMMARY  
JUDGMENT OF NO ANTICIPATION BY COMBINATIONS OF  
REFERENCES**

Dated: June 16, 2006

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Attorneys for Plaintiff and Counterclaim Defendant  
SRI INTERNATIONAL, INC.

I, Kyle W. Compton, declare as follows:

1. I am an Associate with Fish & Richardson P.C., counsel for Plaintiff SRI International, Inc. ("SRI"). I make the following statements based on personal knowledge.
2. Attached as Exhibit A is a copy of a chart titled "Summary of 35 U.S.C. § 102(b) Combinations Proposed by Defendants".
3. Attached as Exhibit B is a true and correct copy of the Invalidity Expert Report of L. Todd Heberlein, dated April 21, 2006.
4. Attached as Exhibit C is a true and correct copy of an article titled "A Network Security Monitor" by L.T. Heberlein, G.V. Dias, K.N. Levitt, B. Mukherjee, J. Wood and D. Wolber, Proc. 1990 Symposium on Research in Security and Privacy, pp. 296-304 and labeled with production numbers SYM\_P\_0068974- 68986.
5. Attached as Exhibit D is a true and correct copy of a paper titled "Towards Detecting Intrusions in a Networked Environment", by L.T. Heberlein, B. Mukherjee, K.N. Levitt, D. Mansur, Proc. 14<sup>th</sup> Department of Energy Computer Security Group Conference, pp 17.47-1.765, May 1991 and labeled with production numbers SYM\_P\_0069335-69354
6. Attached as Exhibit E is a true and correct copy of a paper titled "Intrusion Detection Systems (IDS): A Survey of Existing Systems and A Proposed Distributed IDS Architecture" by Steven Snapp et al., (February 1991) and labeled with production numbers SYM\_P\_0069280-69297.
7. Attached as Exhibit F is a true and correct copy of a paper titled "DIDS – Motivation Architecture, And An Early Prototype" by S.R. Snapp, J. Brentano, G.V. Dias, L.T. Heberlein, C. Ho. K.N. Levitt, B. Mukherjee; Proc. 14<sup>th</sup> National Computer Security Conference, October 1991 and labeled with production numbers SYM\_P\_0077175-77185.

8. Attached as Exhibit G is a true and correct copy of a paper titled "Internetwork Security Monitor: An Intrusion-Detection System for Large-Scale Networks" by L.T. Heberlein, B. Mukherjee, and K.N. Levitt, Proc. Of the 15<sup>th</sup> National Computer Security Conference, October 1992 and labeled with production numbers SYM\_P\_0069244-69254.

9. Attached as Exhibit H is a true and correct copy of a paper titled "GrIDS—A Graph Based Intrusion Detection System for Large Networks", by S.S. Chen, et al., 19<sup>th</sup> National Information Systems Security Conference, 1996 labeled with production numbers SYM\_P\_0068883-68892.

10. Attached as Exhibit I is a true and correct copy of a paper titled "The Design of GrIDS: A Graphed-Based Intrusion Detection System" by Steven Cheung, Rick Crawford, et al., U.C. Davis Department of Computer Science, Davis, California (May 14, 1997) and labeled with production numbers SYM\_P\_0080878-0080943.

11. Attached as Exhibit J is a true and correct copy of an article titled "EMERALD: Event Monitoring Enabling Responses to Anomalous Live Disturbances" by Phillip A. Porras and Peter G. Neumann; 20<sup>th</sup> NISSC October 9, 1997 and labeled with production numbers SYM\_P\_0068831-68843.

12. Attached as Exhibit K is a true and correct copy of an article titled "The NIDES Statistical Component Description and Justification" by H.S. Javitz and A. Valdes, Annual Report A010, SRI Project 3131, Contract N00039-92-C-0015, March 7, 1994 and labeled with production numbers SYM\_P\_0078943-94.

13. Attached is Exhibit L is a true and correct copy of an article titled "A Method to Detect Intrusive Activity in a Networked Environment" by L. T. Heberlein, M. Mukherjee, and K.N. Levitt; Proc 14<sup>th</sup> National Computer Security Conference, pp. 362-371, October 1991, labeled with production numbers SYM\_P\_0069355-69365.

14. Attached as Exhibit M is a true and correct copy of "HP OpenView for Windows User Guide for Transcend Management Software, Version 6.1 for Windows

and '97 Windows '97 NT", 3Com, October 1997 labeled with production numbers SYM\_P\_0080944-81098.

15. Attached as Exhibit N is a true and correct copy of "NetStalker, Installation and User's Guide, version 1.0.2", 1996 labeled with production numbers SYM\_P\_0079550-79629.

16. Attached as Exhibit O is a true and correct copy of Exhibit D to the Expert Report of L. Todd Heberlein, dated April 21, 2006.

17. Attached as Exhibit P are true and correct copies of excerpts from the rough deposition transcript of L. Todd Heberlein, dated June 6 and June 8, 2006.

18. Attached as Exhibit Q is a true and correct the Expert Report of Stuart Staniford, dated April 21, 2006.

19. Attached as Exhibit R is a true and correct copy of Exhibit E to the Expert Report of L. Todd Heberlein, dated April 21, 2006.

20. Attached as Exhibit S is a true and correct copy of Exhibit M to the Expert Report of L. Todd Heberlein, dated April 21, 2006.

21. Attached as Exhibit T is a true and correct copy of Exhibit N to the Expert Report of Stephen Smaha, dated April 21, 2006.

22. Attached as Exhibit U is a true and correct copy of the contents of the website at <http://www.faqs.org/rfcs/>.

23. Attached as Exhibit V is a true and correct copy of the contents of the website at <http://www.rfc-editor.org/overview.html>.

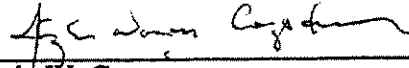
24. Attached as Exhibit W is a true and correct copy of Exhibit N to the Expert of L. Todd Heberlein, dated April 21, 2006.

25. Attached as Exhibit X is a true and correct copy of excerpts to the rough deposition transcript of Stephen Smaha, dated April 24, 2006.

26. Attached as Exhibit Y is a true and correct copy of excerpts from the deposition transcript of Stuart Staniford, dated June 6, 2006.

I declare under penalty of perjury that the foregoing is true and accurate.

Executed this 16<sup>th</sup> day of June, 2006, in Wilmington, Delaware.

  
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Kyle W. Compton

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**CERTIFICATE OF SERVICE**

I hereby certify that on June 28, 2006, I electronically filed the **PUBLIC VERSION** of the **DECLARATION OF KYLE WAGNER COMPTON IN SUPPORT OF SRI INTERNATIONAL, INC.'S MOTION FOR PARTIAL SUMMARY JUDGMENT OF NO ANTICIPATION BY COMBINATIONS OF REFERENCES** with the Clerk of Court the attached document using CM/ECF which will send electronic notification of such filing(s) to the following Delaware counsel.

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/s/ John F. Horvath  
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